

Minutes of the Waukesha County Criminal Justice Collaborating Council
Pretrial Subcommittee
Wednesday, December 3, 2008

The meeting was called to order at 11:46 a.m.

Subcommittee Members Present: Chair JoAnn Eiring, Martin Binn, Dave Falstad, Diane Kelsner
Also Present: Lyndsay Johnson, Rebecca Luczaj, Sara Carpenter, Windy Jicha.

OAR Workgroup Project Update

This project was not discussed.

Status of OAR Amendments – Are they working?

Binn said Schimel released a draft OAR policy dated October 1, 2008 outlining the differences between aggravated and non-aggravated cases and sentencing guidelines and options for both. Kelsner commented she had not seen a copy of the memo. Luczaj said she would get copies of the memo to committee members.

Kelsner asked has WCS staff ever tried being more proactive at Intake Court promoting the OAR program? WCS staff could talk to people while they are waiting. It is a prime opportunity to promote the program. Carpenter said the Court Commissioners make an announcement about the program. Kelsner said sometimes people don't grasp everything the Commissioners are telling them. Eiring said a WCS staff person is stationed in the hallway to give information after court.

Current SCRAM Usage Update

Eiring said WCS started using SCRAM for Pretrial clients on a voluntary basis. So far three to four people in the program have volunteered. Participants pay \$12.50 per day to use SCRAM in addition to a \$50 hook-up fee. Indigent clients pay \$8 per day and the hook up fee is waived. The program is expensive but people find a way to pay for it in order to avoid daily visits to WCS. WCS has special holiday pricing on SCRAM which reduces the hook up fee to \$25 and the daily rate to \$8. Clients taking part in the holiday special must stay on SCRAM until January 5, 2009.

Carpenter said the judges and Schimel are supportive of using SCRAM.

Binn said he would consider offering reduced bail for high risk OWI offenders if they agree to sign up for SCRAM; however, they will not be able to post the reduced rate bail at the jail unless they have documents from WCS indicating they have been set up on SCRAM. He would not allow offenders to be set up on SCRAM within 24 to 48 hours of being released; it must be immediate. They may go on one last binge if SCRAM set up was not immediate. Carpenter said WCS staff can come to the jail and sign defendants up for the program. Eiring said WCS has the capability to set up a program at the jail. They will work on the details.

OWI Program: DOT Risk Assessment Tool Implementation

Carpenter said WCS requested \$41K in 2009 WisDOT grant funding to develop a risk and needs assessment tool to better classify OWI offenders allowing them access to the appropriate levels of supervision and services. Carpenter hopes to get award notification by early January. WCS would promote the program and funding as an ongoing partnership between WCS and WisDOT. WisDOT sees the grants as seed money to start programs. WisDOT is looking to fund new initiatives versus continuing to fund the same programs at the same levels. The state expects the county to take over funding the programs when the state funding ends. Carpenter hopes changes can be made so the funding can be used to continue programming.

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Approve Minutes of September 23, 2008 Meeting

MOTION: Binn moved, Kelsner second, to approve the minutes of September 23, 2008. Motion carried 4-0.

Update on CJCC Committees & Subcommittees

Luczaj distributed and reviewed a handout titled *Criminal Justice Collaborating Council Committee/Subcommittee Updates*. The handout listed the name of the committee and its chair, upcoming meeting schedule and the recent agenda items.

Set Future Meeting Date

Luczaj will make arrangements for the next meeting which will be in January 2009.

MOTION: Kelsner moved, Binn second, to adjourn the meeting at 12:24 p.m. Motion carried 4-0.